

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

PERSONALIZED MEDIA
COMMUNICATIONS, LLC,

Plaintiff,

v.

APPLE, INC.,

Defendant.

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CIVIL ACTION NO. 2:15-cv-01366-JRG-RSP

JOINT SUBMISSION REGARDING LIVE MOTIONS

Pursuant to the Court's June 19, 2020 Order (Dkt. No. 374), the parties submit the following list of pending motions and their status.

PMC's Motion	Motion Dkt. No.	Status
Motion to Compel Production of Certain Financial Information and Agreements by Personalized Media Communications, LLC (Briefing Dkt. Nos. 232, 244)	232	Moot (for purposes of the '091 patent case)
Motion to Strike or Dismiss Apple Inc.'s Counterclaims V and VI and Fifth Through Ninth, Eleventh, and Fourteenth Affirmative Defenses by Personalized Media Communications, LLC (Briefing Dkt. Nos. 250, 251, 277, 278, 286, 303)	250	Live
Motion to Strike Apple Inc.'s Undisclosed Invalidity Theories by Personalized Media Communications, LLC (Briefing Dkt. Nos. 254, 282, 287, 304)	254	Live (as to theories that Apple maintains only)
Objection to Claim Construction Order (Dkt. No. 246) filed by Personalized Media Communications, LLC (Briefing Dkt. No. 255)	255	Live

Objection to Claim Construction Order (Dkt. No. 246) filed by Apple Inc. (Briefing Dkt. Nos. 257, 281)	257	Live
Motion to Strike Testimony of Dr. Stephen Wicker Regarding Non-Infringing Alternatives by Personalized Media Communications, LLC (Briefing Dkt. Nos. 262, 293, 307, 332)	262	Live
Motion to Strike Portions of the Expert Report of Anthony J. Wechselberger Based on Daubert by Personalized Media Communications, LLC (Briefing Dkt. Nos. 263, 265, 296, 312, 333)	263	Live
Motion for Summary Judgment of Invalidity of U.S. Patent Nos. 8,191,091, 8,559,635, and 7,752,649 Under § 101 by Apple, Inc..	264	Live (as to the '091 patent only)
Motion for Summary Judgment that PMC is Collaterally Estopped from Asserting U.S. Patent No. 8,559,635 by Apple, Inc..	266	Moot (for purposes of the '091 patent case)
Motion to Preclude Mr. Wechselberger From Testifying as a Fact Witness by Personalized Media Communications, LLC (Briefing Dkt. Nos. 267, 269, 295, 305, 306, 331)	267	Live (as to theories that Apple maintains only)
Motion or Partial Summary Judgment to Limit Pre-Suit Damages for the '091 and '635 Patents by Apple, Inc.	268	Live
Motion for Summary Judgment of Non-Infringement of Claim 3 of U.S. Patent No. 8,559,635 by Apple, Inc.	270	Moot (for purposes of the '091 patent case)
Opposed Motion to Exclude Certain Opinions of PMC's Technical Expert Alfred Weaver by Apple, Inc.	271	Moot (for purposes of the '091 patent case)
Opposed Sealed Patent Motion to Exclude Certain Opinions of PMC's Damages Expert Michael Dansky by Apple, Inc..	273	Live
Motion to Strike Testimony of Vincent A. Thomas by Personalized Media Communications, LLC (Briefing Dkt. Nos. 275, 292, 308, 330)	275	Live

Opposed Emergency Motion to Strike Supplemental Expert Report of Anthony J. Wechselberger by Personalized Media Communications, LLC (Briefing Dkt. Nos. 310, 334, 335)	310	Live (as to theories that Apple maintains only)
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DATED: July 20, 2020

/s/ S. Calvin Capshaw

Lana S. Shiferman
Douglas J. Kline
GOODWIN PROCTER, LLP
100 Northern Avenue
Boston, MA 02210
P: (617) 570-1000
F: (617) 523-1231
lshiferman@goodwinprocter.com
dkline@goodwinprocter.com

S. Calvin Capshaw (Texas Bar No. 03783900)
Elizabeth L. DeRieux (Texas Bar No. 05770585)
CAPSHAW DERIEUX, LLP
114 E. Commerce Ave.
Gladewater, TX 75647
P: (903) 845-5770
ccapshaw@capshawlaw.com
ederieux@capshawlaw.com

Attorneys for Plaintiff
Personalized Media Communications, LLC

/s/ Melissa R. Smith

Melissa R. Smith (Texas Bar No. 24001351)
GILLIAM & SMITH LLP
303 S. Washington Avenue
Marshall, TX 75670
P: (903) 934-8450
F: (903) 934-9257
Melissa@gillamsmithlaw.com

Marcus E. Sernel, P.C. (*admitted pro hac vice*)
KIRKLAND & ELLIS LLP
300 North LaSalle Street
Chicago, IL 60654
P: (312) 862-2000
F: (312) 862-2200

msernel@kirkland.com

Attorneys for Defendant Apple Inc.